

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA**

SCOTT WHITELEY and HARRY BERGER,
Individually and on behalf of all others
similarly situated,

Plaintiffs,

v.

ZYNERBA PHARMACEUTICALS, INC.,
ARMANDO ANIDO, and JAMES E.
FICKENSCHER,

Defendants.

Case No: 2:19-cv-04959-NIQA

Hon. Nitza I. Quiñones Alejandro

**NOTICE OF MOTION AND MOTION FOR (I) FINAL APPROVAL OF CLASS
ACTION SETTLEMENT, AND (II) A FINAL DETERMINATION THAT CLASS
CERTIFICATION FOR SETTLEMENT PURPOSES IS APPROPRIATE**

Pursuant to Federal Rule of Civil Procedure 23(e) and for the reasons set forth in the accompanying Memorandum of Law, Lead Plaintiffs Scott Whitely and Harry Berger, by and through his undersigned attorneys, hereby moves this court for entry of an Order (a) finally approving the settlement between Lead Plaintiffs and Defendants Zynerba Pharmaceuticals, Inc., Armando Anido, and James E. Fickenschler (collectively, “Defendants”); and (b) determining that Class treatment is appropriate. The Defendants do not oppose the relief requested by this motion.

Dated: July 27, 2021

Respectfully submitted,

ROSEN LAW FIRM

/s/ Jacob A. Goldberg

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CERTIFICATE OF SERVICE

I hereby certify that on this on July 27, 2021, a true and correct copy of the foregoing document was served by CM/ECF to the Parties registered to the Court's CM/ECF system.

/s/ Jacob A. Goldberg
Jacob A. Goldberg